U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

TRANSMITTAL OF POWER OF ATTORNEY BY ASSIGNEE OF **ENTIRE INTEREST (REVOCATION** OF PRIOR POWERS AND APPOINTMENT OF NEW POWER) and 3.73(b) STATEMENT

Docket Number: 11847/46002

Application Number: 10/720,273

Filing Date: November 25, 2003 Examiner P.K. Tungaturthi

Art Unit 1643

Invention Title: ANGIOGENESIS RELATED

**MOLECULES** 

Inventor(s): HOLMGREN, et al.

Address to:

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on:

SIR:

Applicant submits herewith a Power of Attorney by Assignee of Entire Interest (and Revocation of Prior Powers) and 3.73(b) Statement in the above-identified patent application.

No fee is believed due for submission of this Power of Attorney. If there is a fee however, the Commissioner is hereby authorized to charge such fee to the Kenyon & Kenyon LLP Deposit Account No. 11-0600.

In addition, Applicants are filing concurrently a Response to Restriction Requirement in the above-identified application.

Respectfully submitted,

By:

Carmella L. Stephens, Reg. No. 41,

**KENYON & KENYON LLP** 

One Broadway

New York, NY 10004 (212) 908-6277 (telephone)

(212) 425-5288 (facsimile)

Dated: July 14, 2006

JUL 1 9 2006 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE EN OF ATTORNEY BY Docket Number: 11847/46002 ASSIGNEE OF ENTIRE INTEREST (REVOCATION OF PRIOR POWERS AND APPOINTMENT OF NEW **POWER) and 3.73(b) STATEMENT** Application Number: Filing Date: Examiner Art Unit 10/720,273 **November 25, 2003** P.K. Tungaturthi 1643 Inventor(s): HOLMGREN, et al. Invention Title: ANGIOGENESIS RELATED **MOLECULES** 

Address to:

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

SIR:

BIOINVENT INTERNATIONAL AB, as assignee of the entire interest of the above-identified patent application by virtue of the executed assignment in the parent application, U.S. Patent Application Serial No. 09/332,063, filed on June 14, 1999, now U.S. Patent No. 6,908,898, issued on June 21, 2005, as indicated below hereby revokes all powers of attorney previously given and appoints the practitioners associated with Kenyon & Kenyon LLP's customer number:

## 26646

to prosecute and transact all business in the Patent and Trademark Office connected therewith.

BIOINVENT INTERNATIONAL AB, is the assignee of the entire right, title and interest in the patent application indicated above by virtue of the following chain of title from the inventor(s) to the current assignee as shown below:

From: Lars Holmgren and Boris Troyanovsky

To: PHARMACIA & UPJOHN AB

The document was recorded in the United States Patent and Trademark Office on August 12, 1999 at

Reel 010161, Frame 0066, or for which a copy thereof is attached; and

From: Pharmacia AB (formerly Pharmacia & Upjohn AB)

To: LARS HOLMGREM AND BORIS TROYANOVSKY

The document was recorded in the United States Patent and Trademark Office on February 10, 2004 at

Reel 01496, Frame 0117, or for which a copy thereof is attached; and

From: Lars Holmgren

To: BIOINVENT INTERNATIONAL AB

The document was recorded in the United States Patent and Trademark Office on September 28, 2005 at

Reel 016845, Frame 0881, or for which a copy thereof is attached.

Please send all correspondence and direct telephone calls to:

Deborah A. Somerville, Esq. Kenyon & Kenyon LLP One Broadway New York, NY 10004 Customer No: 26646

The undersigned is authorized to act on behalf of the assignee:

Date: 20 June 2006

BIOINVENT INTERNATIONAL AB

Name: KERSTIN REPGMAN

Title: IP Director



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.

10/720,273

Confirmation No.

6582

Applicant

Holmgren et al.

Filed

November 25, 2003

Art Unit

1643

Examiner

Tungaturthi, Parithosh.

Docket No.

11847/46002

Customer No.:

26646

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## REPLY TO OFFICE ACTION

Dear Sir:

In the Office Action dated May 16, 2006, Applicants were required to elect one of the following groups of invention:

Group I:

Claims 1, 2, 5, 7-18 in part, 3 and 6, drawn to an antibody or antibody fragment which specifically binds an isolated mammalian protein having anti-angiogenic activity wherein said protein comprises an amino acid sequence having 80% homology or greater

## **Certificate of Mailing**

I hereby certify that this REPLY (along with any documents referred to as attached or enclosed) is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

On July 14, 2006.

Carmella L. Stephens (Reg. No. 41, 328)

Appl. No. 10/720,273 Reply dated July 14, 2006 Reply to Office Action of May 16, 2006

to SEQ ID NO:4 and has sequence homology equal to or greater than 80% to SEQ ID NO:2, .

Group II:

Claims 1, 2, 5, 7-18 in part, 4, drawn to an antibody or antibody fragment which specifically binds an isolated mammalian protein having anti-angiogenic activity wherein said protein comprises an amino acid sequence having 80% homology or greater to SEQ ID NO:4 and has sequence homology equal to or greater than 80% to SEQ ID NO:3.

Applicants elect, with traverse, to prosecute the invention of Group I, claims 1, 2, 5, 7-18 in part, 3 and 6, and reserve the right to file a divisional application directed to the non-elected subject matter.

Applicants believe that the present application is in condition for allowance, and respectfully request that the Office pass this application to issue. If, in the opinion of the Examiner, a telephone conference would expedite prosecution of the subject application, the Examiner is invited to call the undersigned attorney.

The Office is authorized to charge any fees that may be necessary for consideration of this paper to Kenyon & Kenyon Deposit Account No. 11-0600.

Respectfully submitted,

Carmella L. Stephens, Reg. No. 41, 328

**KENYON & KENYON LLP** 

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Dated: July 14, 2006